

SENATE No. 1229

The Commonwealth of Massachusetts

PRESENTED BY:

Mr. Brewer

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying bill:

An Act establishing a property tax exemption for members of the National Guard.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Mr. Brewer	Worcester, Hampden, Hampshire and Franklin
Steven A. Tolman	Second Suffolk and Middlesex
Jennifer M. Callahan	18th Worcester
Todd M. Smola	1st Hampden
Bruce E. Tarr	First Essex and Middlesex

The Commonwealth of Massachusetts

In the Year Two Thousand and Nine

AN ACT ESTABLISHING A PROPERTY TAX EXEMPTION FOR MEMBERS OF THE NATIONAL GUARD.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority
of the same, as follows:*

1 SECTION 1. Section 5 of chapter 59 of the General Laws is hereby amended by inserting after
2 clause Twenty-second D, inserted by chapter 260 of the acts of 2006, the following clause:-

3 Twenty-second E, Real estate to the full amount of the taxable valuation of real property of
4 members of the National Guard or National Guard reservists who were domiciled in the
5 commonwealth for at least 6 months before entering service or who were domiciled in the
6 commonwealth for 5 consecutive years next before the date for filing for exemption under this
7 clause, which is occupied by them or their spouse as their domicile for any period of active
8 National Guard service outside the commonwealth plus 180 days; provided, however, that if
9 more than 1 period of active duty outside the commonwealth is performed during the year, the
10 additional 180 days shall be added to only 1 such period of active duty.

11 No real estate shall be so exempt which has been conveyed to evade taxation. Three-quarters of
12 the amount of the exemption shall be borne by the commonwealth, and the state treasurer shall

- 13 annually reimburse the city or town for such portion of the tax which otherwise would have been
- 14 collected for this exemption.